

FEB 07 '08 14:30 FR BAYER PATENTS/LEGAL 203 812 5492 TO 917033058568

P.01/02

Bayer HealthCare
Pharmaceuticals

RECEIVED
CENTRAL FAX CENTER
FEB 11 2008



To Commissioner for Patents
USPTO
Pre-Grant Publication Division
P.O. Box 1450
Alexandria, VA 22313-1450

Fax (703) 305-8568 Pages 2 Including fax cover

Date February 7, 2008

From William F. Gray

Fax (203) 812-6459 Tel. (203) 812-2712

Re Our Ref: 5196 - Express Abandonment 37 CFR 1.138

Bayer Pharmaceuticals
Corporation

400 Morgan Lane
West Haven, CT 06516

Phone: (203) 812-2712

Fax: (203) 812-6459

E-mail:

william.gray.b@bayer.com

PLEASE ACKNOWLEDGE RECEIPT

If you have any problems with the attached facsimile call (203) 812-2712.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL TO WHOM IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT THE PRIVILEGED OR CONFIDENTIAL NATURE OF THIS MESSAGE IS NOT WAIVED BY INADVERTENT DISCLOSURE. ANY DISSEMINATION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

FEB 07 '08 14:30 FR BAYER PATENTS/LEGAL 203 812 5492 TO 917033058568

P.02/02

RECEIVED
CENTRAL FAX CENTER

FEB 11 2008

| | | |
|---|------------------------|------------|
| EXPRESS ABANDONMENT UNDER 37 CFR 1.138 Fax directly to the Pre-Grant Publication Division at (703) 305-8568; or mail to Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 | Application Number | 10/594,978 |
| | Filing Date | 09/29/2006 |
| | First Named Inventor | Khire |
| | Art Unit | 1614 |
| | Examiner Name | |
| | Attorney Docket Number | 5196 |

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as the filing date of this paper.)

1. ☒ **Express Abandonment**

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. ☐ **Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

Note: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.I am the: ☐ applicant☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTL/SB/96)

☒ attorney or agent of record. Registration Number 31018.☐ attorney or agent acting under 37 CFR 1.34 (may act under 37 CFR 1.34 only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34. (Attorney or agent registration number _____)

Signature: _____

*William F. Gray*Date: February 7, 2008Typed or printed name: William F. GrayTelephone No.: 203-812-2712

Note: Signature of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.